



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS' REGULAR MEETING

February 20, 2002

A meeting of the Bay Area Air Quality Management District Board of Directors will be held at 9:30 a.m. in the 7th floor Board room at the Air District headquarters, 939 Ellis Street, San Francisco, California.

Questions About an Agenda Item

The name and telephone number of the appropriate staff person to call for additional information or to resolve concerns is listed for each agenda item.

Meeting Procedures

The public meeting of the Air District Board of Directors begins at 9:30 a.m. The Board of Directors generally will consider items in the order listed on the agenda. However, any item may be considered in any order.

After action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

BOARD OF DIRECTORS' REGULAR MEETING A G E N D A

WEDNESDAY
February 20, 2002
9:30 A.M.

BOARD ROOM
7TH FLOOR

CALL TO ORDER

Opening Comments
Roll Call
Pledge of Allegiance

Randy Attaway, Chairperson
Clerk of the Boards

PUBLIC COMMENT PERIOD

Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3
Members of the public are afforded the opportunity to speak on any agenda item. All agendas for regular meetings are posted at District headquarters, 939 Ellis Street, San Francisco, CA, at least 72 hours in advance of a regular meeting. At the beginning of the regular meeting agenda, an opportunity is also provided for the public to speak on any subject within the Board's subject matter jurisdiction. Speakers will be limited to five (5) minutes each.

CONSENT CALENDAR (ITEMS 1 – 8)

Staff/Phone (415) 749-

1. Minutes of January 16, 2002 **M. Romaidis/4965**
2. Communications **E. Garvey/4970**
Information only
3. Report of the Advisory Council **R. Sawyer/4962**
4. Monthly Activity Reports **P. Hess/4971**
Division Activities for the Month of January, 2002
5. Status Report on Bay Area 2001 Ozone Attainment Plan **P. Hess/4971**
*Current Status of District Rule Development Activities and Further Study Measures
Implementing the Bay Area 2001 Ozone Attainment Plan.*
6. Comparison Report on District Energy Use **W. Tanaka/5066**
7. Purchase Order in Excess of \$20,000 **W. Tanaka/5066**
Pursuant to the District Administrative Code Division II, Section 4.3, Fiscal Policies and Procedures, this is notice of expenditure in excess of \$20,000 for 15,000 nylon drawstring bags carrying the District's name the Spare the Air logo, website information, and transit information in the amount of \$24,249.75 to Bagmasters.
8. Execution of Budget Transfer in excess of \$25,000 **W. Tanaka/5066**
Pursuant to Division II, Section 3.3 (a) and (e) of the District's Administrative Code, Fiscal Policies and Procedures, staff requests that the Executive Officer/APCO be authorized to transfer \$34,000 from the District Counsel budget to the Human Resources Office budget. This will fund the temporary replacement for the Human Resources Officer.

COMMITTEE REPORTS AND RECOMMENDATIONS

9. Report of the **Public Outreach Committee** Meeting of February 11, 2002

CHAIR: J. MILLER

E. Garvey/4970

Actions: A) Authorize the Executive Officer to amend the contract with Community Focus to continue six resource teams and, in addition, to form three additional teams in low-income and minority areas. The amount of the extended contract is \$160,000 and will cover a period from March 1, 2002 through February 28, 2003.

PRESENTATION

10. Overview of the Inspection Program of Industrial Sources Conducted by the Compliance and Enforcement Division **J. Guthrie/4787**

Report on District air quality inspection activities with a focus on the role, responsibility and function of the Air Quality Inspector.

OTHER BUSINESS

11. Report of the Air Pollution Control Officer

12. Chairperson's Report

CLOSED SESSION

13. Conference with Legal Counsel

A) Existing Litigation(Government Code § 54956.9(a))

A need exists to meet with legal counsel to discuss existing litigation in the case of Our Children's Earth Foundation v. Bay Area AQMD and Ellen Garvey, SFSC Case No. CPF-02-500595

B) Anticipated Litigation(Government Code § 54956.9(b)(3)(a))

Significant exposure to litigation involving one matter.

14. Conference with District's Labor Negotiators

(Government Code § 54957.6(a))

*Agency Negotiators: Peter Hess, Deputy APCO
Rich Sanchez, Human Resources Officer*

Employee Organization: Bay Area Air Quality Management District Employees' Association, Inc.

15. Closed Session to Conduct Public Employee Performance Evaluation

Pursuant to Government Code Section 54957 and 54954.5 (e), a performance evaluation will be conducted for the Executive Officer/APCO

16. Closed Session to Conduct Public Employee Performance Evaluation

Pursuant to Government Code Section 54957 and 54954.5 (e), a performance evaluation will be conducted for the District Counsel.

OPEN SESSION

17. Consider Staff Proposal to Create Executive Secretary Position, Alter Staff Organizational Structure and Related Employment Action

This is a proposal to create a new executive management position pursuant to Health & Safety Code Section 40228, alter the District organizational structure and related employment action.

18. Board Members' Comments

Any member of the Board, or its staff, on his or her own initiative or in response to questions posed by the public, may; ask a question for clarification, make a brief announcement or report on his or her own activities, provide a reference to staff regarding factual information, request staff to report back at a subsequent meeting concerning any matter or take action to direct staff to place a matter of business on a future agenda. (Gov't Code § 54954.2)

19. Place of Next Meeting - 9:30 a.m., Wednesday, March 6, 2002 939 Ellis Street, San Francisco, CA 94109

20. Adjournment

EG:mag